



RULING

Kentucky Horse Racing Commission

THE RED MILE, KY - US

NAME: Andrew John McCarthy

USTA No: 372B84

YEAR OF BIRTH: 1986

STATE LIC ID: 444262

RULING NO.: J2021-029

USTA REF #: 1-1C0S-55AK

ACTION DATE: 12/17/2021

INFRACTION DATE: 8/23/2021

REASON CODE: IRV6

STATE: KY - US

RACE NO:

FINISH:

Conduct detrimental to the best interest of horse racing

HORSE:

PHARMACEUTICALS

PENALTY DESCRIPTION

Fined: \$2,500, Suspended: Full - 90 days, 12/12/2021 thru 3/11/2022

ADDITIONAL INFORMATION

810 KAR 3:020 Sec. 15 (q) -- On August 23, 2021 at The Red Mile in Lexington, KY, Driver Andrew McCarthy was administered the breathalyzer test and failed. He was retested and failed the second test. The Judges removed Mr. McCarthy from his drives for the day. Upon failing his second breathalyzer test, Mr. McCarthy acted in an unprofessional manner that was detrimental to the integrity of horse racing in Kentucky. During a pre hearing meeting with his attorney present, Andrew was very forthcoming and sincere with his personal struggles on and off the racetrack. He has voluntarily attended weekly counselling sessions since September 9, 2021, and has been compliant with his progress as evidenced by his attendance reported to the KHRC. Mr. McCarthy is hereby suspended for 90 consecutive days, beginning on 12/12/2021 through and including 03/11/2022 inclusive. He is also fined the sum of \$2500.00.

____/____/____

date

signature

Copy: USTA
RCI
KHRC
Judges/Stewards
Andrew John McCarthy

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